

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

JOHN S. WESOLEK, DEBORAH J. §
WESOLEK, JOEL T. JOHNSON, §
RANDY LINSTEDT, DOUGLAS A. §
CARSON, DR. ENRIQUE REYES-B, §
MARIA GEORGINA REYES, LEVI §
LINDEMANN, STEPHANIE LINDEMANN, §
MICHAEL P. WAGNER, DANIEL §
MILLER, KRISTINA MILLER, §
ROEL TREVINO, TIM PETERSON, §
JANICE LAU, MIKE TASZAREK, §
E. BRENT LUNDGREN, GLORIA §
GACKLE, PETE HILL, KELCEY HILL, §
KEN ULLMANN, DALE SCHNEIDER, §
DEBORAH SCHNEIDER, JOHN §
MCINTOSH, MARGARET MCINTOSH, §
MERYL A. WILLERT, JR., JULIE §
WILLERT, TYLER ROEHL, PAMELA G. §
KLOOS, JEFFERY T. KLOOS, JUDY §
KVAALE, CLIFF LARSON, JUDY §
DVORAZK, MONA THORSTAD, ARLYN §
LAND, STEVE JOHNSON, LORI §
JOHNSON, JANET SKINNER, and §
GEORGE SLIGHT, JERRY TALBERT, §
JASON GION, VICKIE GION, MARY §
OHLHAUSER, RANDY OHLHAUSER, §
TIM HOLLAND, RICK ERICKSON, §
PAUL QUINNILD, CAROL QUINNILD, §
MARK FOLAND, KAREN FOLAND, §
DEVIN LUBINUS, BRENT LARSON, §
SANDRA UELAND, JOE HENJUM, §
GARY HEARNEN, DON HEARDEN, §
RANAIE BALL, BRIAN TJERLUND, §
MIKE TASZARCK, RON BIUR, DAVE §
PAULSON, BRUSE KUSLER, MIKE §
HOLMGREN, and GUSTAV KOPRIVA, §
Individually and Derivatively, §
on Behalf of LAYTON ENERGY §
WHARTON FUND, LP and LAYTON §
ENERGY FUND 2, LP, §

Plaintiffs, §

v. §

DANIEL LAYTON, J. CLARK LEGLER, §
LAYTON ENERGY TEXAS, LLC, §
LAYTON CORPORATION, LAYTON §
ENERGY WHARTON FUND, LP, and §
LAYTON ENERGY FUND 2, LP, §

Defendants. §

CIVIL ACTION NO. H-12-3210

FINAL JUDGMENT

In accordance with the Memorandum Opinion and Order granting defendants' motion to dismiss and denying plaintiff's request for leave to replead, this action is **DISMISSED WITH PREJUDICE**.

Costs will be taxed against plaintiffs.

This is a **FINAL JUDGMENT**.

SIGNED at Houston, Texas, on this 21st day of December, 2012.

A handwritten signature in black ink, appearing to read "Sim Lake", is written over a horizontal line.

SIM LAKE
UNITED STATES DISTRICT JUDGE